THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17980 OF 2006

30.08.2006

Between:

Dasarapu Sathaiah, S/o.Yadagiri
And another

… Petitioners

AND

The Commissioner of Settlement, Survey & Land Records,
Andhra Pradesh, Hyderabad
And others

… Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.17980 OF 2006

ORDER:

The petitioners filed an appeal under Sections 11 and 12 of A.P. Survey & Boundaries Act, 1923 (the Act, for brevity) before the first respondent against the orders of the District Collector, Nalgonda, the second respondent herein, dated 11.3.2005 in Case No.A1/725/04. The first respondent by order dated 24.7.2006 dismissed the appeal for default. It is the case of the petitioners that even before the order of the first respondent was communicated to them, they filed an application on 20.7.2006 praying to set aside the default order. The same is still pending. Therefore, the present writ petition is filed seeking a direction to the first respondent to consider the application and pass orders expeditiously.

After hearing the learned Counsel for the petitioners and learned Assistant Government Pleader for Revenue (General), this Court is of considered opinion that the first respondent should pass orders on the application made by the petitioners on 20.7.2006to set aside the default order in the appeal filed by the petitioners. The petitioners are given liberty to approach the first respondent either personally or through lawyer with a copy of this order for fixing a date for hearing the application.

The writ petition, with the above observations, is accordingly disposed of. No costs.

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(**V.V.S.RAO, J**)

August 30, 2006
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